



ARTS AND CULTURE COMMISSION

Penelope O'Neill, Chair
Shawn Charnaw
George Havelka
David Stonesifer

Jade Bradbury, Vice-Chair
Mary Curtis
Jonathan Knowles
Colleen Wilcox

TOWN OF LOS GATOS ARTS AND CULTURE COMMISSION AGENDA

WEDNESDAY, JANUARY 13, 2010, 4:00 P.M.
Neighborhood Center
208 East Main Street
Los Gatos, California

PARTICIPATION IN THE PUBLIC PROCESS

The Town of Los Gatos strongly encourages your active participation in the public process, which is the cornerstone of democracy. If you wish to speak to an item NOT on the agenda, you may do so during the "Verbal Communications" period. The time allocated to speakers may change to better facilitate the Arts and Culture Commission meeting.

The purpose of the Arts and Culture Commission meeting is to conduct the business of the community in an effective and efficient manner. This is done by following meeting guidelines set forth in State law and in the Town Code. Conduct which is considered disruptive during Arts and Culture Commission meetings includes, but is not limited to:

- Addressing the Arts and Culture Commission without first being recognized;
- Interrupting speakers, Arts and Culture Commission members, and Town staff;
- Continuing to speak after the allotted time has expired;
- Failing to relinquish the podium when directed to do so; and
- Repetitiously addressing the same subject.

For the benefit of the community, the Town of Los Gatos asks that you follow the Town's meeting guidelines while attending Arts and Culture Commission meetings and treat everyone with respect and dignity.

Writings related to an item on Arts and Culture Commission meeting agenda distributed to members of the Commission within 72 hours of the meeting are available for public review at the front desk of the Los Gatos Public Library, located at 110 E. Main Street and are also published on the on the official Town of Los Gatos website. Copies of desk items distributed to members of the Commission at the meeting are available for review in the Neighborhood Center at the front desk.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Community Services Department at (408) 354-6888. Notification 48 hours before the meeting will enable the Town to make reasonable arrangements to ensure accessibility to the meeting. [28 CFR 35, 102-35.104]

1. **ROLL CALL**
2. **APPROVAL OF NOVEMBER 19, 2009 MINUTES** (Attachment 1)
3. **COMMUNICATIONS**
Verbal (Three minute time limit per speaker for subjects not agendized)

Written
4. **STAFF REPORTS**
 - 4.1 Status Report Regarding Commission "Retreat";
Background Information (Attachment 2)
 - 4.2 2010 Meeting Schedule, Information Only (Attachment 3)
5. **NETWORKING THE ARTS** (Commissioner Reports)
6. **OTHER BUSINESS**
 - 6.1 Art in the Council Chambers (Bradbury) (Attachment 4)
 - 6.2 Establish Public Art Committee (Staff) (Attachment 5)
 - 6.3 Chair and Vice Chair Election
7. **ADJOURNMENT**

Attachments

1. November 19, 2009 Minutes
2. Background Information
3. 2010 Meeting Schedule
4. Art in the Council Chambers
5. Staff Report Regarding Public Art Committee

ATTENDANCE: Please contact the Commission Chair or the Community Services Department at (408) 354-6888 if you are unable to attend. The current Town Attendance Resolution states that any commissioner who is absent from four regular meetings held in a twelve month period, shall surrender his or her office on the Commission.

Towns/Cities Assignments

Valerie – Sausalito, Menlo Park

Colleen – Tiburon

Mary – Gilroy, Morgan Hill, Walnut Creek, Pleasanton, Foster City

Regina – Los Gatos

Shawn – San Carlos, Campbell, Livermore

Penelope – Monterey, Beverly Hills

Marianne – Seaside

Jade – Saratoga, Santa Fe

David - Davis



Los Gatos Arts & Culture Commission



Survey of Arts Commissions Due to Maurine by December 16th

Town/City/Website: San Carlos/CA/www.cityofsancarlos.org/meetings/art/default.asp

San Carlos Arts Commission

Contact Person/Phone #: Donna Dillard – 650.902.4166

Annual Municipal Budget: \$25 M

Annual Arts Budget: \$0 (Parks & Rec - \$5M)

Population: 27,718 (2006)

Median Household Income: \$88,460 (2006)

Spending Guidelines/Priorities	Public arts is new. Just now starting to meet and set public art policy. They go through RFP regarding public art component. Art Selection Committee.
Scope of Activities	Concerts in the park. Arts Commissioners work with Parks and Recreation for summer concert series, cultural festivals, public art displays. The Arts & Culture Commission proposes various art programs, events, etc., but they do so through Parks & Rec, which has the spending power.
Partnerships	Part of County events/regional – none – other commission in San Mateo County – South San Francisco
Fees for Service	n/a
Relationship to Museums	San Carlos Museum of History, Arts Commission is a liaison on museum board. Facility is owned publicly nonprofit runs it with funding requests. Heller Aviation Museum is private.

Town/City ₃	Population ₁	Median Household Income ₂	AC	Notes:
Los Gatos	29320	\$115,568.00	Yes	
Foster City	29089	\$102,000.00		
San Carlos	27238	\$99,110.00	Yes	Arts and Culture Committee City supported.
Monterey	27763	\$49,109.00	Yes	Arts and Culture Committee City supported. Meets four times a year, maybe
Menlo Park	30187	\$84,609.00	Yes	They are reducing the number of Commissioner's and Commissions. Arts Commission has 7 members (now has 7 Vacancies) Last Minutes posted 11/04
Seaside	33797	\$41,343.00	Yes	Considering joining the Arts Comm and the Historical Comm,
Beverly Hills	34445	\$110,000.00	Yes	Fine Arts Commission, Purchase Art and Install, raise funds, and city granted
Agoura Hills	22283	\$109,000.00	NO	Has a City Sponsored Live Music Competition, and Concerts in Local Parks
Eureka	25300	\$25,849.00	NO	
Windsor	25362	\$63,252.00	NO	
Sanger	25447	\$32,072.00	NO	
Corcoran	25893	\$30,000.00	NO	13K of the city residents are prison inmates
Benicia	26174	\$68,000.00	NO	Historic Preservation Comm
Paradise	26469	\$31,863.00	NO	Town has a Performing Arts Center, put together with Grants and Volunteer Time and energy
Imperial Beach	26543	\$49,000.00	NO	City is pushing ECO-Tourism, youngest median age of any Calif City (29) large military
Atwater	26565	\$47,000.00	NO	
Norco	26659	\$62,652.00	NO	"HorseTown, USA"
Suisun City	26977	\$60,848.00	NO	Parks and Rec, Planning Commissions only
Burlingame	27760	\$82,596.00	NO	Various Arts Groups, support the City
Fair Oaks	28008	\$63,000.00	NO	Annual Chicken Festival, Chickens run in the town square
Soledad	28124	\$42,602.00	NO	
Maywood	28224	\$43,000.00	NO	Town boasts 3 new shopping centers and a new Senior Citizen Complex, New Sports Complex is 97% Latino
Atascadero	28452	\$55,000.00	NO	
Adelanto	28553	\$31,594.00	NO	
Santa Paula	28618	\$41,651.00	NO	
Banning	28917	\$39,000.00	NO	Separate 501C3, Banning Cultural Alliance, manage all programs in the town, i.e., Car Night, Lives in a donated bldg
El Paso de Robles (Paso Robles)	28917	\$39,217.00	NO	

Town/City:	Population:	Median Household Income:	AC	Notes:
Goleta	29404	\$61,000.00	NO	incorp as a city 2002, was unincorporated
Florin	30000	\$44,000.00	NO	Town does not have a web site
Ridgecrest	30151	\$44,971.00	NO	Town has no Commissions
Saratoga	30445	\$137,240.00	NO	
Walnut	30744	\$100,000.00	NO	They are building a new NFL stadium, just starting
Lawndale	31346	\$39,012.00	NO	City will celebrate incorp in 90 days.
Laguna Hills	31838	\$89,781.00	NO	No Commissions
East Palo Alto	31915	\$45,000.00	NO	
Oakley	32035	\$86,500.00	NO	They are putting on a Harvest Festival and looking for volunteers, so no organized comm
Beaumont	32663	\$40,000.00	NO	
Pleasant Hill	32862	\$80,737.00	NO	A Civic Actions Comm, admins Community Grants. Has a 4th of July Comm, self explain
Fallbrook	33000	\$44,000.00	NO	The Fallbrook Village Association, has a Public Art Group
LaVerne	33623	\$75,400.00	NO	
San Juan Capistrano	34793	\$35,392.00	NO	Cultural Heritage and Design review Committee, no Arts Commission nothing listed
Hollister	34877	\$57,000.00	NO	Agricultural based, no Arts Org listed, not even on CC
Los Banos	34968	\$62,886.00	NO	Have Golf Course Advisory Committee
San Dimas	35043	\$63,000.00	NO	Art in Public Places Program, no info on how this happens
Dana Point	35110	\$63,010.00	NO	Have a Cemetery Commission, no AC
Martinez	35145	\$90,000.00	NO	Ad Hoc Public Art Committee, no formal AC
Claremont	35470	\$158,755.00	?	It is listed as "Parks, Arts and Rec". Not focused on Arts, Agenda review lists parks as big issues
Los Altos	28349		?	Community Foundation, raises money (partner'd w/lamba Juice for 20% cut at public event) supports scholarship's with \$25K from City and what they raise.
San Pablo	30729	\$37,184.00	?	Has a Cultural Affairs Foundation, Includes history, separate 501C3, Interesting structure Formed to write grants, not solicit funds, may change to accept donations >\$1000
Culver City	38816	\$51,000.00	?	

Notes, 1, City Population from Gov website citiespopulation ca

Note 2, Median Household Income, from Wikipedia, some from the City/Town Web Sites some from Census

Note 3, Gov Census report from 2000 adjusted for new incorporated areas

ART & CULTURE COMMISSION 2010 ACTIVITIES

JANUARY

7th AICC Removal/Installation
13th ACC Meeting
 14th AICC Reception
 Arts Networking

FEBRUARY

10th ACC Meeting
 Arts Networking

MARCH

4th AICC Removal/Installation
10th ACC Meeting
 11th AICC Reception
 Grant Evaluations
 Arts Networking

APRIL

14th ACC Meeting
 Arts Networking

MAY

6th AICC Removal/Installation
12th ACC Meeting
 13th AICC Reception
 Arts Networking

JUNE

9th ACC Meeting
 Arts Networking

JULY

8th AICC Removal/Installation
14th ACC Meeting
 15th AICC Reception
 Arts Networking

AUGUST

11th ACC Meeting
 Arts Networking

SEPTEMBER

8th ACC Meeting
 9th AICC Removal/Installation
 16th AICC Reception
 Arts Networking

OCTOBER

13th ACC Meeting
 Arts Networking

NOVEMBER

10th ACC Meeting; Election of Chair & Vice Chair
 11th AICC Removal/Installation
 18th AICC Reception
 Arts Networking

DECEMBER

8th ACC Meeting
 Arts Networking

AICC = Art in Council Chamber

2010 ART IN THE COUNCIL CHAMBERS (COUNCIL ATTENDEE ROSTER)			
Exhibit	Show Dates (Thursdays)	Reception Dates (Thursdays) 6:00pm-8:00pm	Council Member(s) Attending Reception
LGHS Art Students	1/7 - 3/4	Thursday, January 14, 2010	McNutt, Rice, Spector
Seniors Art Workshop	3/4 - 5/6	Thursday, March 11, 2010	McNutt, Rice, Spector, Wasserman (tent)
Local Printmakers- Mercy Smullen, Marilyn Mori, Valerie	5/6 - 7/8	Thursday, May 13, 2010	McNutt, Rice, Spector, Wasserman
SJSU faculty	7/8 - 9/9	Thursday, July 15, 2010	McNutt, Spector
Los Gatos Plein Air Painters	9/9 - 11/11	Thursday, September 16, 2010	McNutt, Rice, Spector, Wasserman (tent)
Los Gatos Art Association	11/11/10 - 1/6/11	Thursday, November 18, 2010	McNutt, Rice, Spector

Planning Notes:

Installation/De-Installation is scheduled for the Thursdays above from 10:00am - 3:00pm in the Council Chambers
 Artist Receptions have the Council Chambers reserved on the Thursdays above from 5:00pm - 8:00pm, with the reception beginning at 6:00pm



MEMORANDUM

Community Services Department



208 E. MAIN STREET
LOS GATOS, CA 95030

To: Arts and Culture Commission

From: Regina A. Falkner
Community Services Director

Subject: Establish Public Art Committee

Date: January 8, 2010

RECOMMENDATION:

That the Arts and Culture Commission:

1. establish an ad-hoc Public Art Committee
2. direct the Committee to work with staff to:
 - develop a list of potential interior art sites
 - review and evaluate an art gift offer
 - review the Town's Public Art Selection Policy and Procedures

BACKGROUND:

In 1988 the Town adopted, "Public Art Selection Policy and Procedures," based on similar policies adopted by the cities of Santa Cruz and San Jose. The main objective in adopting the document was to have a defined method for assessing and processing offers of art loans and gifts. Although the document envisioned the Town's role to be primarily responsive to offers of art, it did include reference to possible commissions for public art.

The policy was first tested in 1990, when it received its first offer of public art. Based on that experience, the document was revised in 1992. The document was revised again in 2009 to reflect current practice and provide a more practical review process.

At the Civic Center, the Town currently displays four outdoor art pieces; 3 are on loan and 1 was accepted as a gift. The Town also owns a number of two-dimensional art pieces located throughout the Civic Center.

DISCUSSION:

This report has been prepared at Chair O'Neill's request in response to Commissioner Wilcox's desire to have the Town consider acceptance of a small sculpture for placement with Town facilities. The Town's policy indicates that the offer shall first be reviewed by a Public Art Committee, then forwarded to the Commission, and then to Town Council. As a suitable location for the artwork is an essential criteria in determining whether or not to accept the piece, it is recommended that the Committee work with staff to identify possible placement locations. Based on the Committee's experience with processing this art gift offer, the Committee will be asked to assess the procedures and provide any recommended changes. Other public art projects/elements can be explored if the Commission determines, after its Retreat, that Public Art should be a priority.

RESOLUTION 2009-103

**RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOS GATOS
AMENDING PUBLIC ART SELECTION POLICIES AND PROCEDURES
AND RESCINDING RESOLUTION 1992-78**

WHEREAS, the Town of Los Gatos has a Public Art Selection Program allowing it to commission art work and to accept art work on loan and as gifts; and

WHEREAS, the Town Council of the Town of Los Gatos wishes to revise its policies and procedures which govern the Public Art Selection Program.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Town of Los Gatos Public Art Selection Policy and Procedure (Exhibit A) is hereby adopted; and
2. Resolution 1992-78 is hereby rescinded.

PASSED AND ADOPTED at a regular meeting of the Town Council of the Town of Los Gatos, California, held on the 21st day of September, 2009, by the following vote:

COUNCIL MEMBERS:

AYES: Diane McNutt, Joe Pirzynski, Steve Rice, Barbara Spector, Mayor Mike Wasserman

NAYS:

ABSENT:

ABSTAIN:

**SIGNED: /s/ Mike Wasserman
MAYOR OF THE TOWN OF LOS GATOS
LOS GATOS, CALIFORNIA**

**ATTEST: /s/ Jackie D. Rose
CLERK ADMINISTRATOR OF THE TOWN OF LOS GATOS
LOS GATOS, CALIFORNIA**

TOWN OF LOS GATOS

PUBLIC ART SELECTION POLICY AND PROCEDURE

I. PURPOSE

The purpose of this policy is to provide a process through which the Town of Los Gatos (hereinafter Town) can accept art work on loan or as a gift as part of a Public Art Program. The policy also provides guidance to the Town and the Town of Los Gatos Arts and Culture Commission (hereinafter Commission) for purchasing existing art work and for commissioning artists to create new art work for the Town.

II. SCOPE

This policy applies to the installation of all art work loaned, gifted, purchased, or commissioned by the Town for public display. A separate process may be implemented for the installation of art work in a new Town facility or related to any Town construction project.

The Town Manager is hereby authorized to accept loans and/or gifts to the Town of art work that is valued at or below five thousand dollars (\$5,000), and that, if a loan, will be loaned to the Town for a period of five (5) years or less.

- A. All purchases and commissions by the Town of art work must be considered through the procedures outlined below in Section IV, Procedure.
- B. All loans and/or gifts to the Town of art work that is valued at more than five thousand dollars (\$5,000) and/or that, if a loan, will be loaned to the Town for a period of more than five (5) years, must be considered through the procedures outlined below in Section IV, Procedure.

III. Policy

The Town plans for public installation of art work. It is the objective of the Public Art Program to provide the community with the opportunity to enjoy access to a variety of art work and to work with a variety of artists over time. Local Los Gatos artists shall receive preferred consideration under the Public Art Program. Artists and art work from other geographic regions shall also be considered for inclusion.

IV. Procedure

- A. Art work which is to be considered for public installation shall be first reviewed by the Public Art Subcommittee (hereinafter Subcommittee), a subcommittee of the Commission. The Subcommittee shall meet only on an as-needed basis in order to consider art work under the scope of this Public Art Policy. The Subcommittee shall develop a written recommendation to the Commission. The recommendation shall include one or more proposed locations for placement of the proposed art work.
 - 1. Should the Subcommittee find that the proposed installation might have an impact on a Town park, the Subcommittee shall solicit a written recommendation from the Town of Los Gatos Parks Commission, which shall be included in the Subcommittee's recommendation to the Commission.

- B. The Commission shall consider the written recommendation of the Subcommittee at a public meeting. If the Commission finds that the proposed installation would have an impact on an identifiable section of the Los Gatos community, the Commission may also hold a community meeting. The Commission shall develop a written recommendation to the Town Council.
- C. The Town Council shall consider the written recommendation of the Commission at a public meeting. The Town Council shall make the final decision regarding a proposed public installation of art work, including its location.
- D. This procedure shall also be followed for consideration of renewal or non-renewal of loaned art work, and of the proposed deaccession of art work.

V. **Criteria and Conditions for Selection**

- A. The Town shall make no promises to exhibit art work permanently or to maintain art work as the property of the Town in perpetuity.
- B. The Town shall maintain a responsible collection, maintenance, and deaccession policy and procedure for art works which are accepted as part of the Town's Public Art Program.
- C. No acquisition shall be accepted without written permission and approval from the Town Council.
- D. Acceptance shall result in a contract between the donor or artist and the Town. (A contract for art work which is loaned will include a clearly defined period of time, with the lender retaining title to the art work.)
- E. The following shall be criteria for determining whether an art work is acceptable:
 - 1. **Aesthetics:** It shall be deemed to be an art work of lasting aesthetic value.
 - 2. **Quality:** There is inherent quality in the art work itself (i.e. art work shall not necessarily be accepted based on the artist's overall reputation).
 - 3. **Style:** An art work shall be compatible in scale, materials, form, and content with its surroundings.
 - 4. **Permanence:** Due consideration shall be given to structural/surface soundness, resistance to theft, vandalism, weathering, and excessive maintenance repair costs.
 - 5. **Public Liability:** Each art work shall be examined and approved for safety conditions and factors which may bear upon public liability.
 - 6. **Diversity:** The overall Public Art Program shall consider diversity in style, scale, and media.
 - 7. **Technical Feasibility:** (For purchases or commissions) Each art work shall be examined for convincing evidence of the artist's ability to successfully complete the art work as proposed.
 - 8. **Duplication:** To assure that the art work will not be duplicated, the artist shall be asked to warrant that the art work is unique and an edition of one, unless stated to the contrary in the contract. (Multiples shall be considered for selection at the discretion of the Commission.) **Public Comment:** The input of the community shall be solicited by the Subcommittee, Commission, and Town Council.

VI. CRITERIA FOR CONSIDERATION FOR ART WORK PLACEMENT

Prior to placement of an art work, the following factors shall be considered:

- A. Visibility
- B. Lighting
- C. Public Safety
- D. Traffic Patterns: interior, exterior, foot, and auto
- E. Location: relationship to existing art work, architecture, and natural features in the proposed vicinity
- F. Future development plans for the area
- G. Impact on the community or neighborhood in the proposed vicinity